

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
 ) CASE NO. MJ 13-430  
Plaintiff, )  
 )  
v. )  
 ) DETENTION ORDER  
PHONE PHOMMAVANH, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Offense charged: Bank Fraud; Aggravated Identity Theft

Date of Detention Hearing: September 3, 2013.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is reportedly a native and citizen of Laos.

01           2.       There is an immigration detainer pending against him. The issue of detention  
02 in this case is therefore essentially moot, as the defendant would be released to immigration  
03 custody if not detained in this case.

04           3.       Defendant and his counsel offer no opposition to entry of an order of detention.

05           4.       Upon advice of counsel, defendant declined to be interviewed by Pretrial  
06 Services. Therefore, there is limited information available about him.

07           5.       There does not appear to be any condition or combination of conditions that will  
08 reasonably assure the defendant's appearance at future Court hearings while addressing the  
09 danger to other persons or the community.

10 It is therefore ORDERED:

11       1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
12 General for confinement in a correction facility separate, to the extent practicable, from  
13 persons awaiting or serving sentences or being held in custody pending appeal;

14       2. Defendant shall be afforded reasonable opportunity for private consultation with  
15 counsel;

16       3. On order of the United States or on request of an attorney for the Government, the  
17 person in charge of the corrections facility in which defendant is confined shall deliver  
18 the defendant to a United States Marshal for the purpose of an appearance in connection  
19 with a court proceeding; and

20       4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
21 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
22 Officer.

01 DATED this 3rd day of September, 2013.

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04 Mary Alice Theiler  
05 Chief United States Magistrate Judge  
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